

APPEAL NO: 03-21-00053-CV

**In the Court of Appeals
for Third District of Texas**

FILED IN
3rd COURT OF APPEALS
AUSTIN, TEXAS
7/16/2021 3:49:51 PM
JEFFREY D. KYLE
Clerk

Mary Louise Serafine,
PLAINTIFF-APPELLANT,

v.

***Karin Crump, in her individual and official capacities as Presiding Judge of the
250th Civil District Court of Travis County, Texas; and Melissa Goodwin, in her
individual and official capacities as Justice of the Third Court of Appeals at
Austin, Texas; David Puryear and Bob Pemberton, in their individual capacities
as former justices of the Third Court of Appeals at Austin, Texas,***
DEFENDANTS-APPELLEES.

**ON APPEAL FROM THE 345TH JUDICIAL DISTRICT COURT OF TRAVIS COUNTY,
TEXAS**

APPELLEE JUSTICES' FIRST MOTION FOR EXTENSION OF TIME TO FILE BRIEF

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Appellee Justices Puryear, Pemberton, and Goodwin file this motion for extension of time to file their Appellees' brief pursuant to Texas Rule of Appellate Procedure 10.5(b). This is Appellee Justices' first motion requesting an extension. The current deadline for Appellee Justices' brief was July 12, 2021. Therefore, this extension request comes after the deadline set but the same day as counsel was made aware of an error in calendaring the deadline. Appellee Justices request an extension to August 20th, the same extension previously granted to Appellee Judge Crump. This extension will not prejudice Appellant in any way, who received two extensions prior to filing her brief. Judge Crump's brief has yet to be filed and Appellee Justices will likely be raising similar arguments in support of the district court's vexatious litigant order that Appellant can provide a combined response to. Appellee Justices have attempted to confer with co-Appellee Judge Crump and Appellant Serafine. Neither party responded before the filing of the motion, therefore, it is assumed they are opposed.

CONCLUSION

This request is not made for contumacious or dilatory purposes but solely to correct the clerical error made in calendaring the briefing deadline and provide this Court with full briefing on the issues in this appeal. Appellee Justices apologize to

the Court for the error and request that this Court extend their briefing deadline to August 20, 2021.

Respectfully submitted.

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ATTORNEYS FOR APPELLEE JUSTICES

NOTICE OF ELECTRONIC FILING

I, **COURTNEY CORBELLO**, Assistant Attorney General of Texas, do hereby certify that I have electronically submitted for filing, a true and correct copy of the foregoing in accordance with the File and Serve Texas system of the 3rd Court of Appeals on July 16, 2021.

/s/ Courtney Corbello
COURTNEY CORBELLO
Assistant Attorney General

CERTIFICATE OF SERVICE

I, **COURTNEY CORBELLO**, Assistant Attorney General of Texas, do hereby certify that a true and correct copy of the above and foregoing has been served via email, through File and Serve Texas, on July 16, 2021, to all counsel of record.

/s/ Courtney Corbello
COURTNEY CORBELLO
Assistant Attorney General

CERTIFICATE OF CONFERENCE

I, **COURTNEY CORBELLO**, Assistant Attorney General of Texas, do hereby certify that, on July 16, 2021, I attempted to confer with counsel for co-Appellee Judge Crump and with Appellant Serafine regarding the relief sought in this motion. Neither counsel responded, therefore, it is assumed they are opposed.

/s/ Courtney Corbello
COURTNEY CORBELLO
Assistant Attorney General

RULE 9.4(I) CERTIFICATE OF COMPLIANCE

I certify that this computer-generated document, accounting for Rule 9.4(i)(1)'s inclusions and exclusions, is 228 words, as calculated by Microsoft Word 2016, the computer program used to prepare this document.

/s/ Courtney Corbello
COURTNEY CORBELLO
Assistant Attorney General

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